

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of: Harris, et al.

Group No.: TBD

Serial No.: 10/578,131

International Application No.: PCT/US04/37090

Docket No. 050508-1410

International Filing Date: November 8, 2004

For: **HIF-I Inhibitors and Methods of Use Thereof**

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop PCT (DO/EO/US)  
Commissioner for Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In Response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office, dated October 27, 2006, please find enclosed:

1. Executed Declaration;
2. a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office; and
3. Credit Card Payment form in the amount of \$65.00.

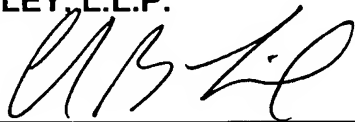
02/20/2007 GFREY1 00000029 10578131

01 FC:2617 65.00 DP

The Commissioner is authorized to charge Deposit Account 20-0778 for any deficiencies or credit any over payments.

Respectfully Submitted,

**THOMAS, KAYDEN, HORSTEMEYER  
& RISLEY, L.L.P.**

By: \_\_\_\_\_

**Christopher B. Linder, Reg. No. 47,751**

Suite 1750, 100 Galleria Parkway  
Atlanta, Georgia 30339-5948  
(770) 933-9500

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**CERTIFICATE OF EXPRESS MAIL**

Mail Stop PCT (EO/DO/US)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Enclosed for filing in the above case are the following documents:

Return Postcard  
Response to Notification of Missing Requirements  
Declaration and Power of Attorney  
Credit Card Payment Form in the amount of \$65.00

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.

Respectfully submitted,

  
Christopher B. Linder, Reg. No. 47,751

THOMAS, KAYDEN, HORSTEMEYER  
& RISLEY, L.L.P.  
100 Galleria Parkway, N.W.  
Suite 1750  
Atlanta, Georgia 30339-5948  
Our Docket No: 050508-1390

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I hereby certify that all correspondences listed above are being deposited for delivery to the above addressee, with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR §1.10 on the date indicated below:

The envelope has been given U.S. Postal Service "Express Mail Post Office To Addressee" Package # EV861590210US.

Date: 2/14/07

Sara Rogers  
Sara Rogers



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,131	Wayne B Harris	050508-1410

INTERNATIONAL APPLICATION NO.

PCT/US04/37090

I.A. FILING DATE

11/08/2004

PRIORITY DATE

11/07/2003

Christopher B. Linder  
 Thomas, Kayden, Horstemeyer & Risley  
 100 Galleria Pkwy.  
 Suite 1750  
 Atlanta, GA 30339-5948

CONFIRMATION NO. 4639

371 FORMALITIES LETTER



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**DOCKETED**  
 2/28/07

Date Mailed: 12/29/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/02/2006
- Copy of the International Search Report filed on 05/02/2006
- U.S. Basic National Fees filed on 05/02/2006
- Priority Documents filed on 05/02/2006

**SCANNED**

THOMAS KAYDEN  
 HORSTEMEYER & RISLEY, LLP

JAN 03 2007

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or

visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/578,131	PCT/US04/37090	050508-1410

FORM PCT/DO/EO/905 (371 Formalities Notice)